

B<sub>2</sub>  
C<sub>3</sub> 12  
25. The interfacing device of claim 1 wherein said interface means is provided upon a circuit card arrangement positioned within a power surge protector.

26. The interfacing device of claim 1 wherein said circuit board arrangement includes a facsimile modem-type circuit card positioned within a power surge protector.

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**REMARKS**

The present application contains claims 1 through 26. Claim 3 has been amended. Claims 15 through 26 have been newly added.

Claims 1, 2 and 8-12 have been rejected under the judicially created doctrine of double patenting. Responsive thereto, applicant has submitted herewith a Terminal Disclaimer, together with the requisite fee.

Claims 4 through 7 have likewise been rejected under the judicially created doctrine of obviousness-type double patenting.

In a telephone discussion with Examinee Lee regarding the rejection of claims 5 and 7, applicant's undersigned attorney was advised that claims 5 and 7 will be allowed together with claims 4 and 6, upon filing of an appropriate Terminal Disclaimer.

Claim 3 has been rejected under 35 USC §101 as claiming the same invention as that of claim 23 of prior U.S. Patent No. 5,530,558.

Responsive thereto, claim 3 has been amended so as to distinguish from claim 23 of U.S. Patent No. 5,530,558. More particularly, the claim is more limiting in that a DC battery is claimed as opposed to a DC source. In addition, the ring signal is identified as being a ring signal of a desired frequency and an amplitude greater than an amplitude of the DC battery, as opposed to a "sinusoidal" ring signal. In view thereof, it is submitted that the scope of claim 3 now distinguishes from the scope of claim 23 of U.S. Patent No. 5,530,558. Even assuming that the examiner considers claim 3 as rejectable based on the judicially created doctrine of obviousness-type double patenting. It is submitted that this rejection has been overcome by submission of the Terminal Disclaimer and requisite fee, accompanying this amendment.

It is further noted that the pre-examination amendment filed with the United States Patent and Trademark Office with a Certificate of First Class Mailing dated May 20, 1997 and the Official Action dated May 19, 1997, have crossed in the mails.

At the request of Examiner Lee, a copy of the pre-examination amendment was transmitted by telefax to the U.S. Patent Office.

To date, no further action has been received from the Patent Office regarding the new claims 13 and 14.

<sup>26</sup>In addition thereto, applicant has added new claims 15 through 22, all of which depend from claim 1, which is now allowable in view of the Terminal Disclaimer and requisite fee filed by applicant.

In view of the foregoing, it is submitted that claims 1-12 and 15-22 are now in allowable form and the allowance of these claims is earnestly solicited and consideration and allowance of claims 13 and 14 are earnestly solicited.

A separate letter of the Official Draftsman accompanies this amendment requesting permission to amend Fig. 1 to include the reference 25 referred to at page 17, line 19 of the Specification. Favorable action is awaited.

In view of the foregoing, reconsideration and early allowance of this application are respectfully requested.

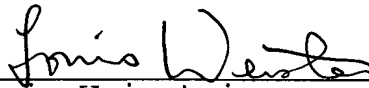
If, however, the Examiner is of the opinion that such favorable action cannot now be taken, it is requested that he telephone Applicant's undersigned attorney in order that any outstanding issue may be resolved without the necessity of a further Office Action.

If there are any additional fees due in connection with this response or any credits due, the Examiner is authorized to either charge or credit our Deposit Account No. 23-0815.

Respectfully submitted,

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By



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